

JOURNAL OF THE HOUSE.

Thursday, September 6, 2007.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

God of Compassion and Truth, we look to You for guidance and direction as we address daily pending legislative matters and personal decisions which the new season of the year presents to us. In Your goodness, help us to select the best options and the most reasonable choices which are open to us. In this unsettled world with a large amount of violence against innocent people, grant us the wisdom to understand issues, even the most complex, clearly. Teach us, as citizens of this great nation, to recognize and respect the human and civil rights of all. Inspire us to work together for the common good of people, our communities and our culture.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Recess.

Recess.

At twenty minutes before twelve o'clock noon, on motion of Mr. Sullivan of Fall River (Mr. Donato of Medford being in the Chair), the House recessed until a quarter before one o'clock P.M.; and at that time the House was called to order with Mr. Donato in the Chair.

Message from the Governor.

Life sciences, expansion.

A message from His Excellency the Governor recommending legislation relative to providing for the investment in and expansion of the life sciences industry in the Commonwealth (House, No. 4234) was filed in the office of the Clerk on Thursday, July 19.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Economic Development and Emerging Technologies. Sent to the Senate for concurrence.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Braintree, First Congregational Church. Shawn

Resolutions (filed by Mr. Driscoll of Braintree) recognizing the three hundredth anniversary of the First Congregational Church of Braintree;

Resolutions (filed by Mr. Kafka of Stoughton) congratulating Shawn Michael Bailey of Stoughton on earning the Eagle Scout Award;

Michael Bailey.

Resolutions (filed by Mr. Kafka of Stoughton) congratulating Matthew Russell of Sharon on earning the Eagle Scout Award;

Matthew Russell.

Resolutions (filed by Mr. Ross of Wrentham) congratulating Bryan O'Toole of Wrentham upon his elevation to the rank of Eagle Scout; and

Bryan O Toole.

Resolutions (filed by Messrs. Rush of Boston, Rogers of Norwood and Sullivan of Fall River) congratulating Catholic Memorial High School upon its fiftieth anniversary celebration;

Catholic Memorial High School.

Mr. Scaccia of Boston, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Mr. Ross, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Mr. Rush of Boston presented a petition (subject to Joint Rule 12) of Michael F. Rush relative to the payment of funeral and burial expenses for fire fighters and police officers killed in the line of duty; and the same was referred, under Rule 24, to the committee on Rules.

Fire and police, funeral benefits.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Walsh of Boston, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred, on further motion of the same member, to the committee on Rules. Sent to the Senate for concurrence in the suspension of Joint Rule 12.

Subsequently, the Senate having concurred in the suspension of Joint Rule 12, Mr. Scaccia, for said committee, on the foregoing petition, reported a Bill relative to payment of funeral and burial expenses for firefighters and police officers killed in performance of duties (House, No. 4232), which was read.

Under suspension of the rules, on motion of Mr. Walsh of Boston, the bill was read a second time forthwith.

Pending the question on ordering the bill to a third reading, Mr. Rush of Boston moved to amend it by substitution of a bill with the same title (House, No. 4233), which was read.

The amendment was adopted; and the substituted bill was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Walsh of Boston the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed. The bill (House, No. 4233) then was sent to the Senate for concurrence.

Robert Bozarjian, sick leave.

Mr. Keenan of Salem presented a petition (subject to Joint Rule 12) of John D. Keenan that the Department of Education be directed to establish a sick leave bank for Robert Bozarjian, an employee of

Robert Bozarjian,

sick leave.

said department; and the same was referred, under Rule 24, to the committee on Rules.

Mr. Scaccia of Boston, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Peterson of Grafton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Gary J.
Lopes, Jr.,
Wareham.

Paper from the Senate.

A petition (accompanied by bill, Senate, No. 2333) of Marc R. Pacheco and Susan W. Gifford (by vote of the town) for legislation relative to Gary J. Lopes, Jr., an employee of the town of Wareham, was referred, in concurrence, to the committee on Public Service.

Brain
aneurysm
awareness.

Reports of Committees.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the Senate Bill relative to brain aneurysm awareness month (Senate, No. 1870) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Sullivan of Fall River, the bill was read a second time forthwith; and it was ordered to a third reading.

Subsequently, under suspension of the rules, on motion of Mr. Walsh of Boston, the bill (having been reported by the committee on Bills in the Third Reading to be correctly drawn) was read a third time; and it was passed to be engrossed, in concurrence.

Copley
Station.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to the MBTA's Copley Station (House, No. 3692) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Walsh of Boston, the bill was read a second time forthwith; and it was ordered to a third reading.

Cambridge,
retirement
system.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill relative to certain members of the Cambridge retirement system (House, No. 4024) be scheduled for consideration by the House. Placed in the Orders of the Day for the next sitting for a second reading.

Under suspension of Rule 7A, on motion of Mr. Toomey of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

Wrentham, fire
fighters.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill including certain members of the fire department of the town of Wrentham under the civil service law (House, No. 4078) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Ross of Wrentham, the bill was read a second time forthwith; and it was ordered to a third reading.

Cambridge,
military
benefits.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill to enable the city of Cambridge to pay full salary and benefit to city employees who are assigned and present in a theater of combat operations such as Iraq or Afghanistan (House, No. 4079) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Mr. Toomey of Cambridge, the bill was read a second time forthwith; and it was ordered to a third reading.

Architect
emeritus.

By Mr. Rodrigues of Westport, for the committee on Consumer Protection and Professional Licensure, on House, No. 294, a Bill designating architect emeritus status (House, No. 4229).

Construction
supervisors.

By the same member, for the same committee, on House, No. 332, a Bill requiring continuing education of construction supervisors (House, No. 4230).

Sheet metal
workers.

By the same member, for the same committee, on House, No. 342, a Bill relative to the licensing of sheet metal workers and sheet metal contractors (House, No. 4231).

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

Towed
vehicles,
storage.

By Mr. Rodrigues of Westport, for the committee on Consumer Protection and Professional Licensure, that the Bill relative to the maximum storage charges on motor vehicles involuntarily towed (House, No. 319) ought to pass. Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Hatfield, DPW.

By Mr. Pedone of Worcester, for the committee on Municipalities and Regional Government, on a petition, a Bill relative to the Department of Public Works in the town of Hatfield (printed as Senate, No. 2238) [Local Approval Received].

Malden,
fire fighters
and police.

By Mr. Kaufman of Lexington, for the committee on Public Service, on a petition, a Bill relative to the appointment of certain persons to the police and fire department of the city of Malden (House, No. 3974) [Local Approval Received].

Diane
Godin,
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Diane Godin, an employee of the Department of Mental Retardation (House, No. 4223).

Michael
Antonucci, sick
leave.

By the same member, for the same committee, on the joint petition, a Bill establishing a sick leave bank for Michael Antonucci, an employee of the Department of Correction (House, No. 4224).

Karen
Byrnes,
sick leave.

By the same member, for the same committee, on a petition, a Bill establishing a sick leave bank for Karen Byrnes, an employee of the Department of Conservation and Recreation (House, No. 4225).

Severally read; and referred, under Joint Rule 7A, to the committee on Steering, Policy and Scheduling.

Third

reading
resolve.

Orders of the Day.

The House Resolve in favor of Burton W. Gerrig, Esquire (House, No. 1382), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Recess.

Recess.

At twenty-one minutes before two o'clock P.M., on motion of Mr. Walsh of Boston (Mr. Donato of Medford being in the Chair), the House recessed until a quarter after two o'clock P.M.; and at that time the House was called to order with Mr. Donato in the Chair.

Bills
enacted.

Engrossed Bills.

Engrossed bills

Relative to brain aneurysm awareness month (see Senate, No. 1870) (which originated in the Senate);

Designating a certain pier in the town of Winthrop as the Charles J. Famolare Pier (see House, No. 1931); and

Authorizing the town of Natick to enter into a certain lease agreement (see House, No. 3968, amended);

(Which severally originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Fire and
police,
funeral
benefits.

Emergency Measure.

The engrossed Bill relative to payment of funeral and burial expenses for firefighters and police officers killed in performance of duties (see House, No. 4233), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 2 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, Mr. Walsh of Boston being in the Chair, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Next
sitting.

Order.

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M.

At twenty-five minutes after two o'clock P.M., on motion of Mr. Peterson of Grafton (Mr. Walsh of Boston being in the Chair), the House adjourned, to meet on Monday next at eleven o'clock A.M., in an Informal Session.